

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

§

§ §

§

88888

§

In re Application of: Rajindra Aneja

Serial No.: 10/788,920

Filed: February 27, 2004

For: AMPHIPHILIC MATERIALS AND

LIPOSOME FORMULATIONS

THEREOF

Group Art Unit: 1615

Examiner: Kishore, G. S.

CERTIFICATE OF MAILING 37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service on the date shown with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450,

October 9, 2007

Date

Rajindra Aneja

AMENDMENT: RESPONSE TO OFFICE ACTION MAILED JUNE 7, 2007

Commissioner for Patents P. O. Box 1450 Alexandra, VA 22313-1450

Sir:

Enclosed for filing in the above-referenced patent application is:

- (1) Amendment and Response to Office Action (OA) dated June 7, 2007;
- (2) Clean copy of Complete Listing of Claims;
- (3) Petition for Extension of Time (one month) for filing a reply to OA;
- (4) A check for \$60.00 as small entity fee for Extension of Time;
- (5) A Terminal Disclaimer over U.S. Patent No. 6,284,267 and 6,699,499;
- Statement under 37 CFR 3.73(b); (6)
- A check for \$65.00 as small entity fee for the Terminal Disclaimer; (7)
- (8) A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

TABLE OF CONTENTS

Contents		Page
	Table of Contents, Introduction, Formalities	2
Amendment		
	Amendments to the Claims	3-10
	Status of the Claims, Support for the claims	11
Response		
	Remarks	12
	Election Requirement Withdrawn	12
	Rejection under 35 USC § 112, second paragraph	12
	Claims should not refer to Tables in the Specification	14
	Rejection of Claims for Obviousness-Type Double Patenting - Terminal Disclaimer	15
	Conclusion	16

INTRODUCTION

The Examiner is respectfully requested to enter the following amendment. A response to the Office Action mailed 06/07/2007 ("the OA") is also submitted and the Examiner is respectfully requested to consider the remarks therein. The response is believed to place all claims in condition for allowance and reconsideration is respectfully requested on this basis. The Applicant gratefully acknowledges Examiner Kishore's phone call on October 4, 2007, and the suggestions made which have been adapted herein for the present amendments to claims.

FORMALITIES

The response is timely filed in light of the enclosed petition for one month extension of time and appropriate fee, and the circumstance that October 6, 2007 was a Saturday and Monday October 8, 2007 was Columbus Day Holiday. Should the fee be omitted or should any other fees be required for any reason relating to this document, a letter and/or a telephone call to the Applicant Rajindra Aneja, telephone number 1-607-257-1166 is earnestly solicited.